IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Teruhisa SHIBAHARA et al.

Art Unit: 2817

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Title: SURFACE ACOUSTIC WAVE FILTER AND COMMUNICATION APPARATUS

DECLARATION UNDER 37 C.F.R. § 1.130

Assistant Commissioner for Patents Washington, D.C. 20231

I hereby declare that that the subject matter of U.S. Patent No. 6,879,086, and the present claimed invention were, at the time the invention was made, owned by the same company or subject to an obligation of assignment to the same company.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: November 21, 2006 /Christopher A. Bennett #46,710/

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